

**THE HONOURABLE SRI JUSTICE
V.ESWARAIAH**

W.P. No. 22283 of 2007

Date:19-11-2007

Between:

Nallamalli Venkata Ramana Reddy (13) others

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Petitioners

AND

The District Collector, East Godavari and two others

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Respondents

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ORDER:

The petitioners seek a writ of mandamus to declare the impugned notice, dated 09.10.2007 issued by the 3rd respondent, as illegal and arbitrary and consequently to set aside the same by directing the respondents to consider their case for issuance of the pattas in respect of their respective premises admeasuring Ac.0.01 cent and Ac.0.02 cents in Sy.Nos. 46, 47, 48 and 49 of Ubalanka village, Ravulapalem mandal, East Godavari District.

It is the case of the petitioners that final orders have been passed under Section 6 of the A.P. Land Encroachment Act (for short 'the Act'). That being so, I am of the opinion that the petitioners have an effective remedy of appeal under Section 10 of the Act before the Revenue Divisional Officer. When the matter was listed on 12.11.2007, the petitioners were advised to file an appeal against the impugned order.

Having regard to the facts of the case, the writ petition is dismissed with liberty to file an appeal against the impugned notice, 09.10.2007 before the appropriate authority. No costs.

V.ESWARAIAH, J.

Date:19.11.2007
ccm

